

Clear Form

AO 440 (Rev. 03/08) Civil Summons (and 6/08)

UNITED STATES DISTRICT COURT

for the

NORTHERN DISTRICT OF CALIFORNIA

ROBERT OLSZEWSKI, SARA BERTSCH,
JACQUELINE MACIA, PHILIP McHALE, and
RUSSELL BLACKADAR, individuals,

Plaintiff

v.

SYMYX TECHNOLOGIES, INC., and
ELSEVIER, INC., Corporations,

Defendant

CV

08

Civil Action No.

3657

HRL

Summons in a Civil Action

To: Symyx Technologies, Inc., and Elsevier, Inc.

(Defendant's name)

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

Richard E. Levine, SB# 88729
LEVINE & BAKER LLP
One Maritime Plaza, Suite 400
San Francisco, CA 94111

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Richard W. Wieking

Name of clerk of court

Date:

JUL 30 2008

ANNA SPRINKLES

Deputy clerk's signature

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)